

ORIGINAL

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

**TONY L. WARE, CEO and)
T. L. WARE BOTTLING)
COMPANY, INC.)
Plaintiffs,)
v.)
FLEETBOSTON FINANCIAL)
CORP.,)
f/k/a BANKBOSTON CORP.,)
Defendant.)**

**Civil Action File
No. 1-05-cv-0426**

MHS

**NOTICE TO PLAINTIFFS OF
REMOVAL OF CIVIL ACTION**

You are hereby notified that the sole named defendant in the above-referenced civil action, FleetBoston Financial Corporation, has filed on February 15, 2005, the Notice of Removal of Civil Action, a copy of which is attached hereto as Exhibit 1, in the United States District Court for the Northern District of Georgia, Atlanta Division, thereby removing the case to that Court.

FleetBoston Financial Corporation makes this notice by special appearance while preserving all defenses and objections, including but not limited to, lack of personal jurisdiction and insufficient service of process.

Respectfully submitted,

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